

James C. Child
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THE

PUBLIC STATUTES

OF THE

STATE OF MINNESOTA.

(1849—1858.)

COMPILED BY
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COMMISSIONERS.

PUBLISHED BY STATE AUTHORITY.

SAINT PAUL:
THE PIONEER PRINTING COMPANY.

1859.

urer to notify the clerk of the board of county commissioners of such neglect, and such clerk shall immediately provide such standards, and cause the same to be tried, proved, sealed, and deposited as aforesaid, at the expense of his county.

(7.) SEC. VII. The county treasurer shall be entitled to receive a fee of five cents for the first sealing of every weight, measure, scale or beam, and three cents for every subsequent sealing of the same. Fees of county treasurer.

(8.) SEC. VIII. If any sealer of weights and measures shall neglect to perform his duty as prescribed in this chapter, he shall forfeit for each neglect, the sum of five dollars. Penalty for sealer to neglect his duty.

(9.) SEC. IX. The vibrating steel-yards, which have heretofore been allowed and used in this territory, may continue to be used, but each beam, and the poises thereof shall be annually tried, proved and sealed by a sealer of weights and measures, like other beams and weights. Steel-yards to be annually proved.

(10.) SEC. X. When any commodity shall be sold by the hundred weight, it shall be understood to mean the net weight of one hundred pounds avoirdupois, and all contracts concerning goods or commodities sold by weight, shall be construed accordingly, unless such construction would be manifestly inconsistent with the special agreement of the parties contracting. One hundred pounds avoirdupois to be the hundred weight implied in contracts.

(11.) SEC. XI. Whenever wheat, rye, Indian corn, oats, barley, clover-seed, buckwheat, dried apples or dried peaches shall be sold by the bushel, and no special agreement as to the measure or weight thereof, shall be made by the parties, the measure thereof shall be ascertained by weight, and shall be computed as follows: sixty pounds for a bushel of wheat or clover seed; fifty-six pounds for a bushel of rye or Indian corn; thirty-two pounds for a bushel of oats; forty-eight pounds for a bushel of barley; forty-two pounds for a bushel of buckwheat, and twenty-eight pounds for a bushel of dried apples or dried peaches. Standard weight of commodities sold by the bushel.

(12.) SEC. XII. The half bushel and the parts thereof, shall be the standard measure for charcoal, fruits and other commodities, customarily sold by heaped measure, and in measuring such commodities, the half bushel or other smaller measure shall be heaped as high as may be without special effort or design. The half-bushel to be the standard for certain articles.

CHAPTER 28.

OFFICIAL AND PRIVATE SEALS. (a)

SECTION

1. Description of seal of the territory; where to be deposited; who to have custody.
2. When court is without seal, how to proceed.
3. Device may be used by way of seal.
4. The great seal of Minnesota adopted.
5. Uniformity of official seals to be observed; device and dimensions.

SECTION

6. Seals for the several counties authorized to be procured by secretary of state.
7. Notarial seals after September; appointment of notaries; old seals may be used.
8. Repeals acts inconsistent.
9. Act to take effect on passage.

(a) See as to notarial seals, section 3 of chap. 27 of general laws of 1858, published under head of "notaries public."

An Act concerning Official and Private Seals.

[Chapter 33, Revised Statutes.]

- (1.) SEC. I. The description in writing of the great seal of the territory, shall be deposited and recorded in the office of the secretary of the territory, and shall remain a public record, and shall be and continue the description of the great seal of the territory; and the person administering the government of the territory, shall have the custody of the said seal; and all such matters and things as issue under the said seal, shall be entered on record in the office of the secretary of the territory.
- SEC. II. [*Superseded by general laws of 1858, page 115.*]
- (2.) SEC. III. When any court of record shall be unprovided with a seal, the judge of said court may authorize the use of any temporary seal, or of any device by way of seal, until the same shall be provided as aforesaid.
- (3.) SEC. IV. Any instrument to which the person making the same shall affix any device by way of seal, shall be adjudged, and held to be of the same force and obligation as if it were actually sealed.
- (4.) SEC. V. The great seal of the territory of Minnesota, is hereby adopted and declared to be the great seal of the territory of Minnesota.

Description of seal of the territory; where to be deposited.

Who to have custody.

When court is without seal how to proceed.

Device may be used by way of seal.

The great seal of Minnesota adopted.

An Act to establish a uniformity of Office Seals.

[Passed August 11, 1858.] c. 5/

- (5.) SEC. I. *Be it enacted by the legislature of the state of Minnesota:* That upon every seal of a district court, probate court, or of any court of this state having a seal of registers, notaries and all other officers required to have a seal, there shall be engraved the same device as is engraved on the great seal of the state, together with the name of the court or office in which the seal is to be used for the attestation of official papers; and that all such seals shall be one inch and five-eighths of an inch in diameter.
- (6.) SEC. II. That the secretary of state shall be required, immediately after the passage of this law, to procure the seals for the several courts and county officers in said several counties in the state, and that the state auditor shall charge said several counties respectively with the cost of said seal.
- (7.) SEC. III. Nothing in this act shall be construed to prevent notaries public continuing in use their present seal, but all impressions of notaries' seals required to be filed in the office of secretary of state shall, on and after the first day of September, A. D. 1858, be in accordance with the requirements of this act, except in case of re-appointments of notaries, who shall be allowed to use their old seal; and in all cases where new seals are obtained they shall be subject to this act.
- (8.) SEC. IV. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.
- (9.) SEC. V. This act shall take effect from and after its passage.

Seals of courts; device; dimensions.

Secretary of state to procure seals for courts.

Proviso as to notarial seals.

Conflicting acts repealed.

Take effect.